



27162

PATENT TRADEMARK OFFICE

#16

**Customer Service Center**  
**Initial Patent Examination Division**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Burt Swersey, et al  
Serial No: 09/800,872  
Filed: March 7, 2001  
TITLE: DIFFERENTIAL PERMEOMETER Customer No.: 27162

Commissioner for Patents  
Washington, D.C. 20231

**RECEIVED**

NOV 26 2001

OFFICE OF PETITIONS

**PETITION UNDER 37 CFR 1.47**

This petition is made pursuant to the provisions 37 CFR 1.47(a).

**Statement of Facts**

Attached is an Affidavit of a joint inventor, Burt Swersey, which sets forth the endeavors made to reach Elias Kaplan after diligent effort. The facts recited therein are incorporated in this petition.

The last known address of Elias Kaplan is as set forth in the attached Affidavit, namely 420 Sand Creek Road, Apt. 212, Albany, New York 12205.

**Point to be Reviewed**

The point to be reviewed is whether this application may be made by Burt Swersey, a joint inventor, on behalf of a non signing inventor, Elias Kaplan.

**Action Requested**

It is requested that this application be accepted on behalf of the non signing inventor pursuant to the provisions of 37 CFR 1.47(a).

A check in the amount of \$130.00 is being submitted herewith for the petition.

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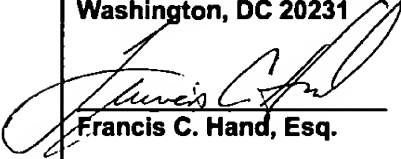
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**FIRST CLASS CERTIFICATE**

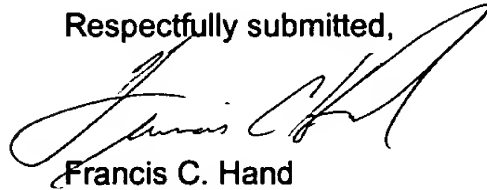
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Francis C. Hand, Esq.

9-5-01  
Date

115046

Respectfully submitted,



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